

THURSDAY, APRIL 1, 1993

TWENTY-EIGHTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

Rep. Wood opened the proceedings with prayer and led the House in the Pledge of Allegiance to the Flag.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative McKee; family illness.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 96

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

ENROLLED BILLS  
March 31, 1993

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 114, 151, 497, 1606, 1610, 1613, 1614, 1615, 1616, 1617 and 1621; House Joint Resolution(s) No(s). 132; also, House Resolution(s) No(s). 21.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

SIGNED  
April 1, 1993

The Speaker announced that he had signed the following: House Bill(s) No(s). 114, 151, 497, 1606, 1610, 1613, 1614, 1615, 1616, 1617 and 1621; House Joint Resolution(s) No(s). 132; also, House Resolution(s) No(s). 21.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

REPORT OF COMMITTEE ON CALENDAR AND RULES  
April 1, 1993

The Calendar and Rules Committee has met and set the following bill(s) on the Regular Calendar for Thursday, April 1, 1993: House Resolution(s) No(s). 22.

The Committee set the following bill(s) on the Regular Calendar for Wednesday, April 7, 1993: House Bill(s) No(s). 1084, 381, 285, 1507, 1215, 116, 1539 and 530; House Joint Resolution(s) No(s). 81; House Bill(s) No(s). 1166; also, House Joint Resolution(s) No(s). 93.

The Committee set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 5, 1993: House Bill(s) No(s). 1144, 818; 697 and 975.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Resolution No. 0023 -- General Assembly, Confirmation of Appointment -- Martha Brasfield, Tennessee Claims Commission. by \*Naifeh, \*Purcell.

State and Local Government Committee.

SENATE JOINT RESOLUTIONS  
(Congratulatory and Memorializing)

Pursuant to Rule No. 17, the resolution(s) listed was/were noted as being placed on the Consent Calendar for Monday, April 5, 1993:

Senate Joint Resolution No. 0117 -- Memorials, Death -- "Aunt Mollie" Walton.

Senate Joint Resolution No. 0118 -- Memorials, Sports -- East Hickman Middle School girls' basketball team.

Senate Joint Resolution No. 0119 -- Memorials, Public Service -- Dottie and Bernie Cresap, creation of catalogue for Sumner County archives.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Senate Joint Resolution No. 0120 -- Memorials, Retirement -- Reverend Gill H. Gordon.

### RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

\*Senate Joint Resolution No. 0032 -- General Assembly, Directed Studies -- Directs department of transportation to study need for traffic signals on Hillsboro Road at Sneed Road and at Murray Lane.

Transportation Committee.

### INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1632 -- Lafayette -- Removes certain requirements of mayoral candidates; removes prohibition against relatives of mayor or council members working for city; calls for vacancies in council to be filled after special election; places this act on ballot at next city election. by \*Buck, \*Winningham.

### SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 0452 -- Utilities, Utility Districts -- Increases from three to five number of commissioners serving on board of certain water utility districts in Hawkins County. Amends TCA 7-82-307. (\*HB 0261).

\*Senate Bill No. 0737 -- Municipal Government -- Places certain requirements on municipal funds, budgets and expenditures and investments. Amends TCA, Title 6, Ch. 56, Pt. 1, 6-56-106, 6-56-202. (HB 1552).

Senate Bill No. 1087 -- Crime, Victims of -- Authorizes disclosure of name of and providing access to witnesses, suspects and crime scene to criminal investigators if felonious acts of bodily harm or sexual offenses occur on premises of hospitals or in facilities licensed by DMHMR. Amends TCA 33-3-104, 37-1-605, 71-6-103. (\*HB 0372).

### HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 1630 -- Lookout Mountain --** Held on Clerk's desk pending approval by local delegation.

**House Bill No. 1631 -- Montgomery County --** Held on Clerk's desk pending approval by local delegation.

**PRESENT IN CHAMBER**

Representative(s) Williams (Williamson) was/were recorded as being present in the Chamber.

**CONSENT CALENDAR**

**House Joint Resolution No. 0158 -- Memorials, Public Service --** John S. Hurst, Fountain City.

**House Joint Resolution No. 0159 -- Memorials, Recognition and Thanks --** Participants in re-enactment of Battle of Murfreesboro.

**House Joint Resolution No. 0160 -- Memorials, Sports --** Vanderbilt University men's basketball team.

**House Joint Resolution No. 0161 -- Memorials, Sports --** 1992-1993 Meigs County High School girls' basketball team.

**\*House Joint Resolution No. 0157 -- Memorials, Professional Achievement --** Judy Darden, Nominee American Teacher Awards.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes . . . . .	96
Noes . . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowles, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway,

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 0924 -- Insurance, Motor Vehicles -- Limits primary coverage of uninsured motorist to one policy; specifies that injured party can only be occupant of one vehicle at a time. Amends TCA, Title 56, Ch. 7, Pt. 12.

Further consideration of House Bill No. 924, previously considered on March 25, 1993, at which time it was reset to the Calendar for April 1, 1993.

On motion, House Bill No. 924 was made to conform with Senate Bill No. 930; the Senate Bill was substituted for the House Bill.

Rep. Gunnels moved that Senate Bill No. 930 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0
Present and not voting. . . . .	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Chumney -- 1.

A motion to reconsider was tabled.

\*House Bill No. 1435 -- Real Estate Agents and Brokers -- Increases the number of members on the Tennessee Real Estate Commission from middle division. Amends TCA, Title 62, Ch. 13, Pt. 2.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Rep. Rhinehart moved that House Bill No. 1435 be passed on third and final consideration.

Rep. Kernell moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 1435 by deleting Sections 1 through 4 and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-13-201(a), is amended by deleting the language "seven (7) members" and by substituting instead the language "nine (9) members".

SECTION 2. Tennessee Code Annotated, Section 62-13-201(b), is amended by deleting the language "Five (5) of the members" and by substituting instead the language "Seven (7) of the members".

SECTION 3. Tennessee Code Annotated, Section 62-13-201(d), is amended by deleting subdivision (5) in its entirety and by substituting instead the following:

(5) Three (3) members shall be appointed from the eastern grand division, three (3) members shall be appointed from the middle grand division and three (3) members shall be appointed from the western grand division. Not more than one (1) of the members appointed pursuant to subsection (c) shall reside in the same grand division. Not more than three (3) of the members appointed pursuant to subsection (b) shall reside in the same grand division. Notwithstanding any provision to the contrary, nothing in this chapter shall prevent any commissioner who was appointed prior to January 1, 1993, from being reappointed.

SECTION 4. The persons appointed to fill the positions pursuant to Section 1 shall be appointed from the middle grand division and the allocation of appointments pursuant to Section 3 shall commence with the expiration of the term of vacancy in office which first occurs after the effective date of this act.

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved that House Bill No. 1435, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	2
Present and not voting. . . . .	1

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Stamps, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

Representatives voting no were: Shirley, Stockburger -- 2.

Representatives present and not voting were: Ritchie -- 1.

A motion to reconsider was tabled.

House Bill No. 0688 -- Criminal Procedure -- Allows post conviction petition with issue of competency of counsel to be heard by judge other than original hearing judge. Amends TCA 40-30-103.

On motion, House Bill No. 688 was made to conform with Senate Bill No. 794; the Senate Bill was substituted for the House Bill.

#### CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker Pro Tempore.

#### REGULAR CALENDAR, CONTINUED

Rep. Hargrove moved that Senate Bill No. 794 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway,

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

**House Bill No. 0667 -- Penal and Reformatory Institutions --** Abolishes requirement of polygraph examinations for department of correction employees when inmates are found to have taken illegal drugs; eliminates grounds for disciplinary action for employee's failure to take polygraph examination. Amends TCA 41-1-120.

On motion, House Bill No. 667 was made to conform with **Senate Bill No. 1219**; the Senate Bill was substituted for the House Bill.

Rep. Hargrove moved that **Senate Bill No. 1219** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	74
Noes. . . . .	22
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Bragg, Brooks, Brown, Buck, Callicott, Chiles, Chumney, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Halteman Harwell, Hargrove, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, Kisber, Knight, Lewis, Love, McAfee, McDaniel, Meyer, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, Westmoreland, Whitson, Williams (Williamson), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 74.

Representatives voting no were: Allen, Boyer, Byrd, Clark, Coffey, Gunnels, Haley, Hassell, Haun, Joyce, Liles, Ramsey, Robinson, Severance, Shirley, Stamps, Stockburger, Venable, West, Williams (Shelby), Williams (Union), Wood -- 22.

Representatives present and not voting were: Miller -- 1.

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

Pursuant to Rule No. 31, the following member(s) desire to change their original stand from aye to no on Senate Bill No. 1219 and have this statement entered in the Journal: Rep(s). Peroulas Draper, Halteman Harwell and Odom.



THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

REGULAR CALENDAR, CONTINUED

**House Bill No. 0668** -- Criminal Procedure -- Prohibits early release by suspended sentence for defendants who have probation revoked; authorizes courts to place offenders not originally eligible for probation, after one year's service in community correctional program, to be released and placed on probation. Amends TCA 40-35-303, 40-35-501, 40-36-106.

Rep. Hargrove moved that **House Bill No. 668** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	76
Noes. . . . .	21

Representatives voting aye were: Allen, Anderson, Arriola, Bell, Boyer, Bragg, Brooks, Brown, Buck, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Hargrove, Hassell, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kernell, Kisber, Knight, Lewis, Love, McAfee, Meyer, Miller, Mires, Moore, Napier, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Wix, Wood, Mr. Speaker Naifeh -- 76.

Representatives voting no were: Armstrong, Bittle, Byrd, Cole (Carter), Davidson, Haley, Halteman Harwell, Haun, Kent, Liles, McDaniel, Odom, Ramsey, Shirley, Stamps, Stockburger, Walley, West, Williams (Union), Windle, Winningham -- 21.

A motion to reconsider was tabled.

**\*House Bill No. 0645** -- Environment and Conservation, Department of -- Authorizes commissioner to inspect radiation sources; establishes penalties for failure to comply. Amends TCA, Title 68, Ch. 202, Pts. 5, 7.

On motion, House Bill No. 645 was made to conform with **Senate Bill No. 1252**; the Senate Bill was substituted for the House Bill.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

Rep. Purcell moved that **Senate Bill No. 1252** be passed on third and final consideration, which motion prevailed by the following vote:

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Ayes. . . . . 96  
Noes. . . . . 0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 0679 -- Real Property -- Revises Uniform Disposition of Unclaimed Personal Property Act. Amends TCA, Title 66, Ch. 29, Pt. 1.

Rep. Purcell moved that House Bill No. 679 be passed on third and final consideration.

A motion was made by Rep. Bragg, seconded by Rep. Purcell, to adopt Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 679 by deleting from Section 10 the following amendatory language:

Unpaid wages, including wages represented by unrepresented payroll checks, owing in the ordinary course of the holder's business which remain unclaimed by the owner for more than one (1) year after becoming payable are presumed abandoned. Property described above, without regard to any activity or inactivity within the past five (5) years, shall also be presumed abandoned if the owner thereof is known to the holder to have died and left no one to take his property by intestate succession.

and by substituting instead the following:

Unpaid wages, including wages represented by unrepresented payroll checks, owing in the ordinary course of the holder's business which remain unclaimed by the owner for more than one (1) year after becoming payable are presumed abandoned. Property described above, without regard to any activity or inactivity within the past one

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

**House Bill No. 0679 -- Real Property -- Revises Uniform Disposition of Unclaimed Personal Property Act. Amends TCA, Title 66, Ch. 29, Pt. 1.**

Rep. Purcell moved that House Bill No. 679 be passed on third and final consideration.

A motion was made by Rep. Bragg, seconded by Rep. Purcell, to adopt Finance, Ways and Means Committee Amendment No. 1 as follows:

**Amendment No. 1**

Amend House Bill No. 679 by deleting from Section 10 the following amendatory language:

Unpaid wages, including wages represented by unrepresented payroll checks, owing in the ordinary course of the holder's business which remain unclaimed by the owner for more than one (1) year after becoming payable are presumed abandoned. Property described above, without regard to any activity or inactivity within the past five (5) years, shall also be presumed abandoned if the owner thereof is known to the holder to have died and left no one to take his property by intestate succession.

and by substituting instead the following:

Unpaid wages, including wages represented by unrepresented payroll checks, owing in the ordinary course of the holder's business which remain unclaimed by the owner for more than one (1) year after becoming payable are presumed abandoned. Property described above, without regard to any activity or inactivity within the past one

(1) year, shall also be presumed abandoned if the owner thereof is known to the holder to have died and left no one to take his property by will and no one to take his property by intestate succession.

by adding the following as a new Section 20 and by redesignating the existing sections accordingly:

Notwithstanding any other law to the contrary, all additional funds deposited to the health access incentive account pursuant to Tennessee Code Annotated, Section 66-29-151 in fiscal year 1993-94 as a result of this act shall constitute a part of the corpus of such account.

On motion, Amendment No. 1 was adopted.

Rep. Bragg moved adoption of Finance, Ways and Means Committee Amendment No. 2 as follows:

**Amendment No. 2**

Amend House Bill No. 679 by deleting from the amendatory language of Section 3 the words and figure "one (1) year" and by substituting instead the words and figure "two (2) years".

by deleting from the amendatory language of Section 4 the words and figure "one (1) year" and by substituting instead the words and figure "two (2) years".

by deleting from the amendatory language of Section 5 the word and figure "one (1) year" and by substituting instead the word and figure "two (2)".

On motion, Amendment No. 2 was adopted.

Rep. Purcell moved that House Bill No. 679, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

**\*House Joint Resolution No. 0041** -- General Assembly, Directed Studies -- Directs Information Systems Council to study ways institutions of higher education can enhance library facilities.

Rep. Purcell moved that House Joint Resolution No. 41 be adopted, which motion prevailed.

A motion to reconsider was tabled.

#### PRESENT IN CHAMBER

Representative(s) Johnson was/were recorded as being present in the Chamber.

#### REGULAR CALENDAR, CONTINUED

**House Bill No. 0792** -- Planning, Public -- Extends eligibility for reimbursement of excise tax for qualified businesses to be carried forward for two fiscal years under certain circumstances; reappropriates unexpended funds from enterprise zones. Amends TCA, Titles 4, 13.

Rep. U. Jones moved that House Bill No. 792 be passed on third and final consideration.

Rep. Bragg moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

#### Amendment No. 1

Amend House Bill No. 792 by deleting all language following the enacting clause and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 13-28-106(f)(3)(A), is amended by deleting the language "twenty-five (25) people" and by substituting instead the language "fifteen (15) people".

Section 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. U. Jones moved that House Bill No. 792, as amended, be

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	98
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

**REGULAR CALENDAR, CONTINUED**

**House Bill No. 0591 -- Gas, Petroleum Products, Volatile Oils -- Enacts "Used Oil Collection Act of 1993". Amends TCA, Title 67; Title 68, Ch. 211.**

On motion, House Bill No. 591 was made to conform with **Senate Bill No. 891**; the Senate Bill was substituted for the House Bill.

Rep. Hillis moved that **Senate Bill No. 891** be passed on third and final consideration.

On motion, Rep. Hillis withdrew Conservation and Environment Committee Amendment No. 1.

Rep. Hillis moved adoption of Conservation and Environment Committee Amendment No. 2 as follows:

**Amendment No. 2**

Amend Senate Bill No. 891 by deleting the second sentence of the original Section 12(a)(1) in its entirety and by substituting instead the following:

Used oil collection centers shall establish a maximum amount of used oil that such centers will accept from any person in any one (1) day. Such maximum shall be at least five (5) gallons but no more than ten (10) gallons.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

On motion, Amendment No. 2 was adopted.

Rep. Hillis moved that Senate Bill No. 891, as amended, be passed on third and final consideration.

Rep. Rhinehart moved the previous question, which motion prevailed.

Rep. Hillis moved that Senate Bill No. 891, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	2

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stamps, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Windle, Winningham -- 2.

A motion to reconsider was tabled.

House Bill No. 1363 -- Alcoholic Beverages -- Revises beer permit law. Amends TCA, Title 57, Ch. 5, Pt. 1.

Rep. Hargrove moved that House Bill No. 1363 be passed on third and final consideration.

On motion, Rep. Love withdrew State and Local Government Committee Amendment No. 1.

Rep. Bragg moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 2

AMEND House Bill No. 1363 by deleting Section 1 and substituting the following as a new Section 1:

Section 1. Tennessee Code Annotated, Section 57-5-101(b), is amended by deleting the subsection in its entirety and substituting the following:

For purposes of this chapter, "beer" means the beverages described in subsection (a).

Tennessee Code Annotated, Section 57-5-101(c), is amended by deleting the word "product" and substituting instead the word "beer", and by deleting the word "products" and substituting instead the word "beer".

AND FURTHER AMEND by deleting subsection (a)(3)(B) of the amendatory language of the original Section 4 and by substituting instead the following:

(B) only for a single location, except as provided in subsection (a)(4), and cannot be transferred to another location. A permit shall be valid for all decks, patios and other outdoor serving areas that are contiguous to the exterior of the building in which the business is located and that are operated by the business;

AND FURTHER AMEND by deleting the subsection (a)(4) of the amendatory language of the original Section 4 and by substituting instead the following:

(4) Where an owner operates two (2) or more restaurants or other businesses within the same building, the owner may in his discretion operate some or all such businesses pursuant to the same permit.

AND FURTHER AMEND by deleting subsections (c)(3) and (c)(4) of the amendatory language of the second paragraph of the original Section 5 and by substituting instead the following:

(3) Location of business by street address or other geographical description to permit an accurate determination of conformity with the requirements of this section;

(4) If beer will be sold at two (2) or more restaurants or other businesses pursuant to the same permit as provided by Section 57-5-103(a)(4), a description of all such businesses;

On motion, Amendment No. 2 was adopted.

Rep. Hargrove moved that House Bill No. 1363, as amended, be passed on third and final consideration.

Rep. Love moved the previous question, which motion failed by the following vote:

Ayes	61
Noes	31
Present and not voting	1



THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Representatives voting aye were: Anderson, Arriola, Bell, Boyer, Bragg, Brown, Buck, Clark, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Ferguson, Fowlkes, Garrett, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Johnson, Kent, Kisber, Knight, Lewis, Love, Miller, Mires, Moore, Napier, Odom, Phelan, Phillips, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Stamps, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Whitson, Windle, Winningham, Wix -- 61.

Representatives voting no were: Allen, Armstrong, Bittle, Brooks, Byrd, Callicott, Chumney, Coffey, DeBerry, Dixon, Duer, Fisher, Herron, Jackson, Jones R (Shelby), Joyce, Liles, McAfee, McDaniel, Meyer, Owenby, Peroulas Draper, Severance, Shirley, Stockburger, Venable, Westmoreland, Williams (Shelby), Williams (Union), Williams (Williamson), Wood -- 31.

Representatives present and not voting were: Pinion -- 1.

Rep. Hargrove moved that House Bill No. 1363, as amended, be passed on third and final consideration.

Rep. Severance moved the previous question, which motion prevailed by the following vote:

Ayes. . . . .	62
Noes. . . . .	25

Representatives voting aye were: Allen, Anderson, Arriola, Bell, Boyer, Bragg, Buck, Byrd, Chiles, Coffey, Cole (Carter), Cole (Dyer), Crain, Cross, Davidson, Davis, Ferguson, Fisher, Fowlkes, Garrett, Gunnels, Haley, Halteman Harwell, Hargrove, Haun, Head, Hillis, Huskey, Johnson, Kent, Kisber, Love, McAfee, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Rinks, Ritchie, Severance, Stamps, Stulce, Tindell, Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham -- 62.

Representatives voting no were: Armstrong, Bittle, Brooks, Brown, Callicott, Chumney, Collier, DeBerry, Duer, Hassell, Herron, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Knight, Lewis, McDaniel, Meyer, Pruitt, Ramsey, Shirley, Stockburger, Thompson, Wood -- 25.

Rep. Hargrove moved that House Bill No. 1363, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	77
Noes. . . . .	14
Present and not voting. . . . .	3

Representatives voting aye were: Allen, Anderson, Arriola, Bell, Bittle, Boyer, Bragg, Brown, Buck, Callicott, Chiles, Chumney,

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

Coffey, Cole (Carter), Cole (Dyer), Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Fisher, Fowkes, Garrett, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, Meyer, Miller, Mires, Moore, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rinks, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Winningham, Wix, Wood, Mr. Speaker Naifeh -- 77.

Representatives voting no were: Armstrong, Brooks, Byrd, Collier, Ferguson, Givens, Haun, McAfee, McDaniel, Pinion, Ritchie, Walley, Williams (Union), Windle -- 14.

Representatives present and not voting were: Herron, Jackson, Napier -- 3.

A motion to reconsider was tabled.

**House Bill No. 1012 -- Firearms and Ammunition --** Authorizes sheriff to charge reasonable fee for approving gun applicants; fee must be used to purchase equipment for such purpose. Amends TCA 39-17-1316.

Rep. Kent moved that House Bill No. 1012 be reset one week to the Calendar for Thursday, April 8, 1993, which motion prevailed.

**\*House Joint Resolution No. 0062 -- General Assembly, Directed Studies --** Directs department of education to examine feasibility of implementing half time teaching positions.

Rep. Pinion moved that House Joint Resolution No. 62 be adopted, which motion prevailed.

A motion to reconsider was tabled.

**House Bill No. 1342 -- Education --** Revises requirements for placing students in alternative schools and for teachers of alternative schools. Amends TCA 49-6-3402.

Rep. Pinion moved that House Bill No. 1342 be reset to the Calendar for Wednesday, April 7, 1993, which motion prevailed.

**House Bill No. 1343 -- Local Education Agency --** Authorizes local education agency to refuse to enroll student who is under suspension for remainder of year or expelled in another local education agency. Amends TCA, Title 49.

Rep. Pinion moved that House Bill No. 1343 be passed on third

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

and final consideration.

Rep. Davidson moved adoption of Education Committee Amendment No. 1 as follows:

**Amendment No. 1**

Amend House Bill No. 1343 by adding the following new sentence at the end of the amendatory language in Section 1 of the printed bill:

Any local education agency which accepts enrollment of a student from another local education agency may dismiss such student if it is determined subsequent to enrollment that the student had been suspended or expelled by the other local education agency.

On motion, Amendment No. 1 was adopted.

Rep. Davidson moved adoption of Education Committee Amendment No. 2 as follows:

**Amendment No. 2**

Amend House Bill No. 1343 by adding the following new sentence at the end of the amendatory language in Section 1 of the printed bill:

Any local education agency which accepts enrollment of a student from another local education agency may dismiss such student if it is determined subsequent to enrollment that the student had been suspended or expelled by the other local education agency.

On motion, Amendment No. 2 was adopted.

Rep. Tindell moved to adopt Amendment No. 3 as follows:

**Amendment No. 3**

Amend House Bill No. 1343 by adding the following language at the end of the amendatory subsection in Section 1:

The provisions of this subsection shall only apply if the student was suspended or expelled for one (1) or more of the following:

(1) Possession of a deadly weapon as defined in Section 39-11-106 on school property;

(2) Committing an act of violence or threatening an act of violence against the person of any personnel or student attending or assigned to any public school;  
or

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

(3) Adjudicated a delinquent based upon an act of violence against a person.

Rep. Pinion moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	46
Noes. . . . .	40
Present and not voting. . . . .	3

Representatives voting aye were: Allen, Anderson, Bell, Bittle, Bragg, Buck, Callicott, Chiles, Clark, Coffey, Cole (Dyer), Collier, Crain, Davidson, Fisher, Gunnels, Halteman Harwell, Hargrove, Head, Herron, Hillis, Jackson, Kent, Knight, Mires, Moore, Napier, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Ramsey, Rhinehart, Ridgeway, Robinson, Shirley, Stamps, Stulce, Venable, Walley, West, Westmoreland, Whitson, Williams (Williamson), Winningham -- 46.

Representatives voting no were: Armstrong, Arriola, Boyer, Brooks, Brown, Byrd, Chumney, Cole (Carter), DeBerry, Duer, Ferguson, Fowlkes, Garrett, Givens, Haley, Hassell, Haun, Jones R (Shelby), Jones U (Shelby), Joyce, Lewis, Liles, Love, Meyer, Miller, Odom, Pruitt, Purcell, Rigsby, Ritchie, Severance, Stockburger, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Williams (Shelby), Williams (Union), Windle, Wood -- 40.

Representatives present and not voting were: Cross, Johnson, Kernell -- 3.

Rep. Pinion moved that House Bill No. 1343, as amended, be passed on third and final consideration.

Rep. Pinion requested that House Bill No. 1343 be moved to the heel of the Calendar.

**House Bill No. 0897 -- Veterans --** Authorizes motor vehicle registration fee exemption for holders of purple heart. Amends TCA 55-4-239.

Rep. Winningham moved that House Bill No. 897 be reset two weeks to the Calendar for Thursday, April 15, 1993, which motion prevailed.

**House Bill No. 0035 -- Education --** Removes prohibition on double sessions of kindergarten. Amends TCA 49-6-201.

On motion, House Bill No. 35 was made to conform with Senate Bill No. 7; the Senate Bill was substituted for the House Bill.

Rep. Anderson moved that Senate Bill No. 7 be passed on third and final consideration.

Rep. Davidson moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 7 by adding the following language as a new Section 2 and renumbering the following section accordingly:

Section 2. Tennessee Code Annotated, Section 49-6-201(b)(2), is amended by adding after the words and punctuation "four (4) hours;" the following:

however, if one (1) individual teaches kindergarten more than one session per day, the total number of students shall not exceed the number otherwise permitted by Section 49-1-104 for one (1) kindergarten class.

On motion, Amendment No. 1 was adopted.

On motion, Rep. Davidson withdrew Education Committee Amendment No. 2.

Rep. Davidson moved to adopt Amendment No. 3 as follows:

Amendment No. 3

Amend Senate Bill No. 7 by deleting the period at the end of the amendatory language in Section 2 and adding the following:

, with a student split of not less than forty percent (40%) in one (1) session and not more than sixty percent (60%) in another;

On motion, Amendment No. 3 was adopted.

Rep. Anderson moved that Senate Bill No. 7, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones W (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable,

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

Representatives voting no were: Byrd -- 1.

A motion to reconsider was tabled.

House Bill No. 0044 -- Board of Regents -- Transfers Trenton branch of Dyersburg State Community College from city of Trenton to Dyersburg State, together with responsibility of maintenance and upkeep. Amends TCA, Title 49, Ch. 8.

On motion, House Bill No. 44 was made to conform with Senate Bill No. 59; the Senate Bill was substituted for the House Bill.

Rep. Phelan moved that Senate Bill No. 59 be passed on third and final consideration.

Rep. Rinks moved that Amendment No. 1 be withdrawn.

Rep. Phelan moved that Senate Bill No. 59 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

\*House Bill No. 0146 -- Railroads -- Requires law enforcement officers making reports of accidents involving railroad locomotives to use operator's operating permit number in report instead of operator's motor vehicle number. Amends TCA 55-10-108.

On motion, House Bill No. 146 was made to conform with Senate Bill No. 561; the Senate Bill was substituted for the House Bill.

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

Rep. Whitson moved that Senate Bill No. 561 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	97
Noes . . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

**THIRD READING**

**\*House Joint Resolution No. 0073 -- Constitutional Amendments -- Removes lottery prohibition in Article XI, Section 5.**

Rep. Kernell requested that the Clerk read House Joint Resolution No. 73. The Speaker directed the Clerk to read the resolution. The Clerk read House Joint Resolution No. 73.

Rep. Kernell moved passage of the resolution.

The Speaker announced that remarks would be made for passage of House Joint Resolution 73 on third reading.

Rep. Haun renewed the motion.

Rep. Ramsey moved to adopt Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Joint Resolution No. 73 by deleting all language of the resolution and by substituting instead the following:

**A RESOLUTION** to propose an amendment to Article XI, Section 5, of the Constitution of Tennessee, relative to lotteries.

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE**

NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, That a majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that Article XI, Section 5 of the Constitution of Tennessee be amended to read as follows:

SECTION 5.

a. The Legislature may establish a Tennessee state lottery and may establish a Tennessee state lottery to be conducted in cooperation with other states. Any lottery so established shall be operated by or on behalf of the State of Tennessee.

b. The Legislature may enact laws to authorize, regulate, and control bingo, provided all such games shall be conducted by bona fide charitable organizations acting primarily for charitable purposes.

c. The Legislature may enact laws to authorize, regulate, and control charitable raffles, provided all such games shall be conducted by bona fide charitable organizations acting primarily for charitable purposes.

d. Except as provided in this section, the Legislature shall have no power to authorize lotteries for any purpose.

BE IT FURTHER RESOLVED, That the foregoing amendment be referred to the Ninety-Ninth General Assembly and that this resolution proposing such amendment be published in accordance with the Constitution of Tennessee, Article XI, Section 3.

The Speaker announced that the House was Under the Rule.

Rep. Kernell moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	72
Noes. . . . .	25

Representatives voting aye were: Allen, Armstrong, Arriola, Bell, Bittle, Bragg, Brown, Buck, Callicott, Chiles, Chumney, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Halteman, Harwell, Hargrove, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, Kisber, Lewis, Liles, Love, Miller, Mires, Moore, Napier, Odom, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Stamps, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, West, Whitson, Williams (Shelby), Williams (Williamson), Winningham, Wix, Mr. Speaker Naifeh -- 72.



THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

Representatives voting no were: Anderson, Boyer, Brooks, Byrd, Coffey, Fisher, Haley, Hassell, Herron, Joyce, Knight, McAfee, McDaniel, Meyer, Owenby, Ramsey, Ritchie, Shirley, Stockburger, Stulce, Walley, Westmoreland, Williams (Union), Windle, Wood -- 25.

Rep. U. Jones moved the previous question, which motion prevailed by the following vote:

Ayes. . . . .	65
Noes. . . . .	27
Present and not voting. . . . .	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Boyer, Bragg, Brooks, Brown, Buck, Chumney, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Ferguson, Fowlkes, Garrett, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones U (Shelby), Kent, Kernell, Lewis, Liles, Love, McAfee, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rigsby, Rinks, Robinson, Severance, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Venable, West, Westmoreland, Whitson, Williams (Williamson), Windle, Winningham, Wix -- 65.

Representatives voting no were: Bittle, Byrd, Callicott, Coffey, Duer, Fisher, Gunnels, Haley, Halteman Harwell, Hassell, Herron, Jones R (Shelby), Joyce, Knight, McDaniel, Meyer, Rhinehart, Ridgeway, Ritchie, Shirley, Stamps, Stockburger, Thompson, Walley, Williams (Shelby), Williams (Union), Wood -- 27.

Representatives present and not voting were: Givens -- 1.

Rep. Kernell moved that House Joint Resolution No. 73 be passed on third reading, which motion prevailed by the following vote:

Ayes. . . . .	74
Noes. . . . .	22

Representatives voting aye were: Allen, Armstrong, Arriola, Bell, Bittle, Brooks, Brown, Buck, Callicott, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, Kisber, Lewis, Liles, Love, McDaniel, Miller, Mires, Moore, Napier, Odom, Peroulas Draper, Phelan, Pinion, Pruitt, Purcell, Ridgeway, Rigsby, Rinks, Robinson, Severance, Shirley, Stamps, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 74.

Representatives voting no were: Anderson, Boyer, Bragg, Byrd, Crain, Fisher, Hassell, Herron, Joyce, Knight, McAfee, Meyer, Owenby, Phillips, Ramsey, Rhinehart, Ritchie, Stockburger, Stulce, Walley, Williams (Union), Wood -- 22.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

A motion to reconsider was tabled.

House Joint Resolution No. 73 having received a two-thirds vote of all members elected to this House, the Speaker declared it adopted pursuant to Article XI, Section 3 of the Constitution of Tennessee.

House Bill No. 1343 -- Local Education Agency -- Authorizes local education agency to refuse to enroll student who is under suspension for remainder of year or expelled in another local education agency. Amends TCA, Title 49.

Further consideration of House Bill No. 1343, previously considered on today's Calendar.

Rep. Pinion moved that House Bill No. 1343, as amended, be passed on third and final consideration.

Rep. Gunnels moved the previous question, which motion prevailed by the following vote:

Ayes. . . . .	75
Noes. . . . .	17

Representatives voting aye were: Allen, Anderson, Arriola, Bittle, Boyer, Bragg, Brooks, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Crain, Cross, Davidson, Davis, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Mires, Moore, Napier, Odom, Owenby, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Rigsby, Rinks, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Venable, Walley, West, Westmoreland, Williams (Union), Williams (Williamson), Winningham, Wix -- 75.

Representatives voting no were: Armstrong, Brown, DeBerry, Dixon, Duer, Jones U (Shelby), Meyer, Miller, Peroulas Draper, Ritchie, Tindell, Turner (Hamilton), Turner (Shelby), Whitson, Williams (Shelby), Windle, Wood -- 17.

Rep. Pinion moved that House Bill No. 1343, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	82
Noes. . . . .	14
Present and not voting. . . . .	1

Representatives voting aye were: Allen, Anderson, Bell, Bittle, Boyer, Bragg, Brooks, Buck, Byrd, Callicott, Chiles, Clark, Coffey,

Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Shirley, Stamps, Stockburger, Stulce, Turner (Hamilton), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Winningham, Wix, Wood, Mr. Speaker Naifeh -- 82.

Representatives voting no were: Armstrong, Arriola, Brown, Chumney, DeBerry, Duer, Ferguson, Miller, Pruitt, Severance, Thompson, Tindell, Turner (Shelby), Windle -- 14.

Representatives present and not voting were: Dixon -- 1.

A motion to reconsider was tabled.

\*House Resolution No. 0022 -- General Assembly, Studies -- Authorizes speaker of house to appoint committee to meet with like committee from senate to consider removal of David Lanier from Office of Chancellor of 29th judicial district.

The Speaker announced that the House was Under the Rule.

Rep. Cole (Dyer) moved that House Resolution No. 22 be adopted.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Resolution No. 22 by deleting from the first and second resolving clauses the language "Senate Resolution No. \_\_\_\_" all three times it appears in such clauses and substituting instead the language "Senate Resolution No. 15".

On motion, Amendment No. 1 was adopted.

Rep. Cole (Dyer) moved that House Resolution No. 22, as amended, be adopted, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis,

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE**

**April 1, 1993**

MR. SPEAKER: I am directed to return to the House, Senate Bill(s) No(s). 664.

The Senate concurred in House Amendment(s) No(s). 1 and nonconcurred in House Amendment(s) No(s). 2.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**

**April 1, 1993**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 935; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**UNFINISHED BUSINESS**

**NOTICE TO ACT ON SENATE MESSAGES**

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Monday, April 5, 1993:

House Bill No. 404: Rep. Crain.

House Bill No. 34: Rep. Buck.

House Bill No. 935: Rep. Buck.

Senate Bill No. 664: Rep. Herron.

**BILLS WITHDRAWN**

On motion of Rep. Napier, House Bill No. 1346 was recalled from

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

the Transportation Committee and withdrawn from the House.

#### SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 130: Rep(s). Buck and Ferguson as prime sponsor(s).

House Bill No. 354: Rep(s). Haun, Head, Johnson and Winningham as prime sponsor(s).

House Bill No. 473: Rep(s). Bell, Johnson and Whitson as prime sponsor(s).

House Bill No. 897: Rep(s). Bell, Johnson and Windle as prime sponsor(s).

House Bill No. 1289: Rep(s). West, Johnson and Odom as prime sponsor(s).

House Bill No. 1440: Rep(s). Peroulas Draper as prime sponsor(s).

House Bill No. 1498: Rep(s). Owenby as prime sponsor(s).

House Joint Resolution No. 133: Rep(s). Jackson as prime sponsor(s).

House Joint Resolution No. 160: Rep(s). Kisber as prime sponsor(s).

House Resolution No. 22: Rep(s). Walley as prime sponsor(s).

#### REQUEST TO BE ADDED AS SPONSOR

The following member(s) requested to add their name(s) as sponsor(s) as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since request was made after passage/adoption of said bill/resolution:

House Bill No. 483: Rep(s). Owenby.

#### REPORT OF CHIEF ENGROSSING CLERK April 1, 1993

The following bill(s) have been transmitted to the Governor for his action: House Bill(s) No(s). 19, 150, 217, 313, 338, 369, 439, 443, 499, 665, 675, 739, 1418 and 1594; also, House Joint

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

Resolution(s) No(s). 30, 128, 130, 131, 140, 143, 147 and 150.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**  
**April 1, 1993**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 26, 66, 79, 109, 117, 159, 168, 189, 198, 199, 213, 219, 241, 416, 490, 512, 687, 694, 953, 986, 1140, 1237, 1329 and 1385; also, Senate Joint Resolution(s) No(s). 113, 114, 116, 129, 130 and 132.

**MESSAGE FROM THE SENATE**  
**April 1, 1993**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 574, 1066 and 1160; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**  
**April 1, 1993**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 141; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**  
**April 1, 1993**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 733; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**ENGROSSED BILLS**  
**April 1, 1993**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 41, 62, 157, 158, 159, 160 and 161.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

ENGROSSED BILLS

April 1, 1993

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 668, 679, 792, 1343, 1363 and 1435; also, House Joint Resolution(s) No(s). 73.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 1, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 68, 84, 222, 286, 485, 495, 739, 747, 1240 and 1503; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

\*Senate Bill No. 0068 -- Water Pollution and Water Resources -- Authorizes municipalities of more than 100,000 to regulate storm water management. by \*Atchley, \*Haynes, \*Crowe.

\*Senate Bill No. 0084 -- Game and Fish Laws -- Removes requirement that landowners, tenants and their children reside on such persons' property to authorize such persons to hunt and fish without license. Amends TCA 70-2-204. by \*Cooper, \*Wallace.

\*Senate Bill No. 0222 -- Solid Waste Disposal -- Requires approval of adjoining county if any solid waste processing or disposal facility is located within one mile of such county's border. Amends TCA 68-211-105. by \*Albright, \*Springer.

\*Senate Bill No. 0286 -- Education, Higher -- Permits governing bodies of colleges and universities to award contracts for vending operations in self-supported housing facilities to any third party provider. Amends TCA, Title 49, Chs. 8, 9; Title 71, Ch. 4, Pt. 5. by \*Cohen, \*Person.

Senate Bill No. 0485 -- Teachers -- Requires local boards of education to develop and implement plans to recruit, employ and retain African-American teachers; provides that in the future, minority teaching fellowships will be equally divided between males and females. Amends TCA 49-1-302, 49-4-706. by \*Harper, \*Davis.

\*Senate Bill No. 0495 -- Notice, Public -- Requires publication of certain state notices in newspapers published primarily for distribution in urban African American communities. Amends TCA, Titles 4, 12, 54. by \*Ford.

\*Senate Bill No. 0739 -- Municipal Government -- Authorizes certain elected municipal employees to be reimbursed from municipal funds for actual expenses in certain circumstances. Amends TCA, Title 6, Ch. 54. by \*Henry, \*McNally.

**THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY**

**\*Senate Bill No. 0747 -- Racing --** Authorizes pari-mutuel betting on simulcast races; sets fees for conducting simulcast races. Amends TCA 4-36-103, 4-36-213, 4-36-303, 304, 306. by \*Kyle, \*Cohen, \*Ford.

**\*Senate Bill No. 1240 -- Youth Development, Dept. of --** Terminates at age 19 commitment of persons to department. Amends TCA 37-1-102, 131, 137. by \*Wallace, \*Crowe, \*Crutchfield.

**\*Senate Bill No. 1503 -- Regional Authorities --** Restricts authority of watershed districts. Amends TCA 69-7-118. by \*Rochelle.

**MESSAGE FROM THE SENATE**

**April 1, 1993**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 109, 121, 122, 123, 124, 126, 128, 131 and 133; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**Senate Joint Resolution No. 0109 -- Memorials, Death --** George Rooker. by \*Haynes, \*Rochelle, \*Henry, \*Harper.

**Senate Joint Resolution No. 0121 -- Memorials, Public Service --** Nelson Andrews, Chairman of State of Board of Education. by \*Henry, \*Haynes, \*Wilder, \*Rochelle, \*Womack, \*Kyle.

**Senate Joint Resolution No. 0122 -- Memorials, Sports --** Belmont University men's basketball team. by \*Harper, \*Rochelle, \*Henry.

**Senate Joint Resolution No. 0123 -- Memorials, Death --** Alice M. Armstrong. by \*Cohen, \*Kyle.

**Senate Joint Resolution No. 0124 -- Memorials, Academic Achievement --** Russell Pigg, Salutatorian. by \*Springer.

**Senate Joint Resolution No. 0126 -- Memorials, Personal Achievement --** Carrie Winningham, 1st Runner-up, Tennessee Fairest of the Fair. by \*O'Brien.

**Senate Joint Resolution No. 0128 -- Memorials, Death --** Metro Trustee Bill Garrett. by \*Haynes, \*Harper, \*Kyle, \*Henry, \*Rochelle.

**Senate Joint Resolution No. 0131 -- Memorials, Sports --** Bradford High School girls' basketball team, TSSAA Class A state champions. by \*McKnight.

**Senate Joint Resolution No. 0133 -- Memorials, Sports --** Jason Burleson. by \*Springer.



THURSDAY, APRIL 1, 1993 -- TWENTY-EIGHTH LEGISLATIVE DAY

ENROLLED BILLS

April 1, 1993

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 574, 733, 1066 and 1160; House Joint Resolution(s) No(s). 141; also, House Resolution(s) No(s). 22.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

April 1, 1993

The Speaker announced that he had signed the following: signed the following: House Bill(s) No(s). 574, 733, 1066 and 1160; House Joint Resolution(s) No(s). 141; also, House Resolution(s) No(s). 22.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR

April 5, 1993

The following local bills have been placed on the Consent Calendar for Monday, April 5, 1993: House Bill No. 1618.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 96

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

On motion of Rep. Purcell, the House recessed until 5:00 p.m., Monday April 5, 1993.